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ILLINOIS COMMERCE COMMISSION

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COMMERCE COMMISSION

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CHIEF CLERK'S OFFICE

Access One, Inc.; ACN Communication Services,))
Inc.; Ascendtel, LLC; AT&T Communications))
of Illinois, Inc.; Broadview Network, Inc.;))
Bullseye Telecom, Inc.; Cbeyond))
Communications, LLC; US Xchange of Illinois,))
L.L.C. d/b/a Choice One d/b/a Choice One))
Communications; CIMCO Communications,))
Citynet Illinois, LLC; DSLnet Communications,))
Inc.;)LLC; First Communications, LLC; Forte))
Communications, Inc.; Globalcom Inc.; ICG))
Telecom Group, Inc.; King City Telephone, LLC))
d/b/a Southern Illinois Communications; KMC))
Telecom V, Inc.; Looking Glass Networks, Inc.;))
McLeodUSA Telecommunications Services, Inc;))
Mpower Communications Corp. d/b/a Mpower))
Communications of Illinois; Neutral Tandem-))
Illinois, LLC; New Edge Network, Inc. d/b/a))
New Edge Networks; nii communications, Ltd.;))
Novacon Holdings LLC; NuVox))
Communications of Illinois, Inc.; OnFiber))
Carrier Services, Inc.; RCN Telecom Services of))
Illinois, LLC; TCG Chicago; TCG Illinois; TDS))
Metrocom, LLC; and Trinsic Communications,))
Inc.))
))
Petition for Arbitration pursuant to Section))
252(b)of the Telecommunications Act of 1996))
with Illinois Bell Telephone Company to Amend))
Existing Interconnection Agreements to))
Incorporate the *Triennial Review Order* and the))
Triennial Review Remand Order.))

Docket No. 05-0442

SERVED ELECTRONICALLY

ESSEX TELCOM, INC.'S
PETITION TO INTERVENE,
MOTION FOR LEAVE TO LATE-FILE PETITION TO INTERVENE
AND MOTION FOR LEAVE TO APPEAR

Essex Telcom, Inc. ("Essex"), pursuant to Administrative Code Section 200.200, hereby respectfully petitions the Illinois Commerce Commission ("Commission") to intervene in the above-captioned proceeding. In support of its Petition, Essex shows as follows:

1. Petitioner's complete name and principal place of business is:

Essex Telcom, Inc.
2 East 3rd St.
Sterling, Illinois 61081
Tel: (815) 380-3773
Fax: (815) 625-4329

2. All pleadings, orders, notices and other correspondence filed or served in this docket should be addressed to above and to the following, who should be included on the service list:

David Bolduc
Baker & Bolduc
3308 Bridle Path
Austin, Texas 78703
(512) 477-1187
e-mail: dbolduc@austin.rr.com

3. Essex is an Illinois corporation duly licensed to do business in Illinois, and is a duly certified competitive local exchange carrier ("CLEC"). Essex holds a certificate of service authority from the Commission to provide local exchange telecommunications services in the state of Illinois. As a CLEC, Essex is subject to the ICC's rules, regulations and orders, which impact Essex's ability to provide local exchange telecommunications service in Illinois.

4. In this proceeding, the Commission will consider an amendment to interconnection agreements, including the interconnection agreement to which Essex and Illinois Bell Telephone Company are parties, resulting from changes of law, including recent decisions from the Federal Communications Commission ("FCC"). Accordingly, Essex has substantial rights and interests that are subject to determination or will be affected through this proceeding

5. Essex is currently a party to Commission Docket No. 04-0606. Essex desires to participate in this Docket No. OS-0442 as an inactive party. As such, Essex does not intend to submit testimony, file briefs or otherwise actively participate in the proceeding. Notwithstanding, Essex desires to receive all pleadings filed by the parties to this proceeding in addition to all

notices, orders and other documents filed herein.

6. Essex agrees to accept service of all pleadings in this matter by electronic means pursuant to Section 761.1050 of Code Part 761.

7. To the extent necessary or required, Essex moves for leave to late-file this petition for intervention, and for the undersigned to appear on behalf of Essex.

8. No party will be unfairly prejudiced, nor will this proceeding be unnecessarily delayed, by Essex's intervention.

WHEREFORE, Essex requests that the Commission grant its Petition to Intervene in this proceeding and grant its Motion for Leave to Late-File the same and to appear.

Respectfully submitted,

David Bolduc
Texas State Bar No. 02570500
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By:



David Bolduc
ATTORNEY FOR ESSEX TELECOM, INC.

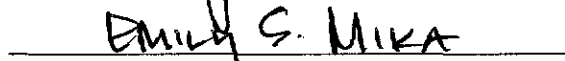
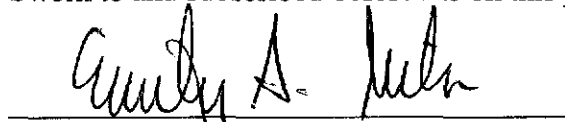
STATE OF TEXAS)
)
COUNTY OF TRAVIS)

I, David Bolduc, being first duly sworn, depose and state that I am an attorney for Essex Telcom, Inc., that I have read the foregoing petition and motion, that I know the contents thereof, and that the statements contained therein are true and correct to the best of my knowledge and belief.



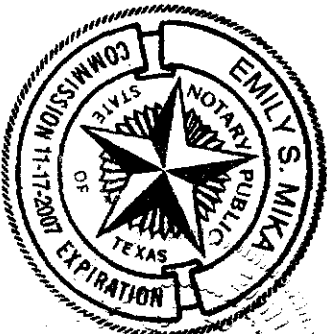
David Bolduc

Sworn to and subscribed before me on this 20th day of October, 2005



(Name)

NOTARY PUBLIC



CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing Petition and Motion was served by electronic mail this 20th day of October, 2005 to the following:

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